

MINUTES

PORT OF ASTORIA
SPECIAL MEETING
AUGUST 23, 2012
PORT COMMISSION CHAMBERS

1. CALL TO ORDER/ROLL CALL.

Chairman Larry Pfund called the Special Meeting to order. Roll call was taken.

Commissioners present: Larry Pfund, Dan Hess, Bill Hunsinger, Floyd Holcom, Jack Bland.
Staff present: CEO Hank Bynaker, Deputy Director Herb Florer, and Property Manager Mike Weston.

2. CHANGES/ADDITIONS

Chairman Pfund called for changes or additions to the agenda. None were presented.

3. PUBLIC COMMENT

Lori Durheim, 398 Atlantic, Astoria noted she has been away for a period, but getting reports on the Port meetings. Regarding Tech Links lease proposal she urged the commissioners to remember past port agreements that did not work out (She cited the East/West Demo lease as an example). While the project might be great the board needs to ensure that research on the company and learning about the company is completed. If it is a good lease – go for it. On the matter of the consideration of a legal settlement, she acknowledged there is a lot of support for Heather Reynolds, but it is personal support. She hopes the board thinks this through carefully – it is not a character assassination. It doesn't matter who likes her or where she lives, but what she did.

Ted Thomas, 398 Atlantic, Astoria noted the vessel "Arrow" is a boat without a home. He encouraged the board members to have staff look into acquiring it for presenting the port, much like is done at the Columbia River Maritime Museum.

4. CONSIDER LEGAL SETTLEMENT OFFER

Chairman Pfund announced the board has met in Executive Session and received counsel from our attorney regarding the legal settlement offer on behalf of the Port's lawsuit against the past port attorney, Heather Reynolds. *Commissioner Hess moved to agree to the settlement agreement offered. Commissioner Bland seconded the motion.* Chairman Pfund called for discussion or comments.

Commissioner Holcom stated he is appalled at the process the community went through to analyze the legal aspects of this case based on Attorney Mike Haglund's speech. Haglund's letter was read prior to publication. Holcom stated the Port has spent a lot of the public's money on this area-wide contamination issue that was unnecessary if the person hired by the public entity (the Port) had done her job properly. He has learned so much about this lawsuit in the past two months that people would be shocked to know. He is amazed at how people believe what they read. The letter written by attorney Mike Haglund was full of non-facts. The bottom line is the issues of the public process that had

to be analyzed. It's not a popularity contest. Holcom stated he is not happy with the decision being made today, but by the advice of our legal representative will vote yes on the settlement. Commissioner Hunsinger stated some of the information he has learned about the lawsuit was just presented in Executive Session, yet a person who is not an attorney for Heather Reynolds has written a letter regarding the case and he is not privy to the information they are. \$600,000 of public money has been spent on the area-wide contamination issue. Many of the public never heard what transpired. He stated he feels like Commissioner Holcom in trying to clean up a lot of stuff from the past. Commission members should have been better informed in the past. He is amazed the public assumed Mike Haglund's letter was factual when in fact it was not. He thanked the public for their input. Chairman Pfund called for the question. *The motion carried unanimously.*

5. RESOLUTION 2012-06 LEASE – TECH LINKS/PUGET SOUND

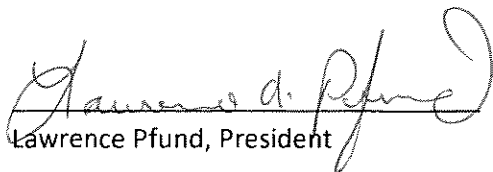
Chairman Pfund explained this proposed lease was discussed in Executive Session. *Commissioner Holcom moved to authorize CEO Hank Bynaker to vet the process with the potential client and return to the commissioners with a recommendation to go forward or not. Commissioner Bland seconded the motion.* Commissioner Bland stated the Port receives a lot of interesting proposals - that we have learned to not get excited as some have no substance under them. It is important to do a good job of vetting and do our homework before any final decision. Commissioner Hunsinger noted it is a very interesting project for Tongue Point and there is a need for additional research and information. *Commissioner Holcom's motion carried unanimously.*

6. PUBLIC COMMENT

Chairman Pfund called for public comment. None was given.

There being no further business, the meeting was adjourned.

APPROVED:


Lawrence Pfund, President

ATTEST:


William Hunsinger, Secretary

Submitted by: Rita Fahrney
Administrative Services Manager